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**APR 07 2004**

In re Application of

Lars Severinsson

Application No. 10/661,244

Filed: September 12, 2003

Attorney 03370-P0056A

Title: PARKING LOCK

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**OFFICE OF PETITIONS**

DECISION ON PETITION

UNDER 37 C.F.R. §1.53(e) (2)

This is a decision on the "petition to accord filing date to items alleged omitted," filed February 11, 2004, which is properly treated as a petition under 37 C.F.R. §1.53(e) (2), requesting the application, including Figure eight (8) be accorded a filing date of September 12, 2003 as part of the original disclosure.

The application was deposited on September 12, 2003. However, on December 8, 2003, the Office of Initial Patent Examination (OIPE) mailed a "Notice to File Missing Parts of Nonprovisional Application" (notice), stating that the application had been accorded a filing date, and advising applicants that the application appeared to have been deposited without Figure eight. The notice also set forth that an oath or declaration would be required along with the surcharge associated with the late filing of an oath or declaration.

In response, on February 11, 2004, applicants filed the present petition. The petition is further accompanied by a copy of Figure eight, along with a copy of applicants' postcard receipt acknowledging receipt of "7 sheets of drawings" in the United States Patent and Trademark Office (Office) on September 12, 2003. Applicants request that the application, including Figure eight be accorded a filing date of September 12, 2003.

It is noted that six sheets of drawings have been located in the electronic file.

Upon review of the record, the above-mentioned figure has not been located among the application papers. However, the evidence is convincing that the application papers deposited on September 12, 2003 included Figure eight, and this Figure was subsequently misplaced in the Office.

Therefore, the application, including Figure eight, was complete on filing and entitled to a filing date of September 12, 2003 as part of the original disclosure.

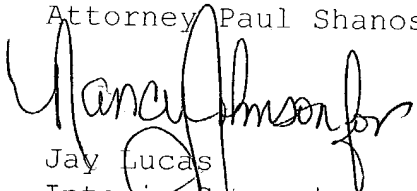
Accordingly, the petition is **GRANTED**.

Given the basis for granting this petition, the petition fee of \$130 will be refunded to petitioner's Deposit Account.

The application file is being returned to the Office of Initial Patent Examination for further processing with a filing date of September 12, 2003, using the original application papers filed on that date, as well as Figure eight, re-submitted on petition filed February 11, 2004, and for indication in Office records that seven sheets of drawings were present on filing.

Receipt of a declaration and the surcharge associated with the late filing of an oath or declaration is acknowledged.

Any inquiries related to this decision should be directed to Attorney Paul Shanowski at (703) 305-0011.



Jay Lucas  
Interim Supervisory Petitions Examiner  
Office of Petitions  
United States Patent and Trademark Office